



# MAYOR & COUNCIL MEETING NOTICE & AGENDA

## REGULAR MEETING

**MONDAY, NOVEMBER 25, 2002 – 7:30 P.M.  
(MAYOR AND COUNCIL CHAMBERS, CITY HALL,  
255 WEST ALAMEDA, TUCSON, ARIZONA)**

**1. ROLL CALL**

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

INVOCATION – Father David Richardson, St. Philip's in the Hills Episcopal Church

PLEDGE OF ALLEGIANCE – Mayor and Council and public in attendance

**PRESENTATIONS**

- (a) Presentation of the Arizona Educational Foundation's 2003 Teacher of the Year plaque to Rich Mayorga, from Sunnyside High School.

**3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS**

- (a) Report from City Manager NOV25-02-718 CITY-WIDE

**4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS**

- (a) Report from City Manager NOV25-02-719 CITY-WIDE

**5. CALL TO THE AUDIENCE:**

At this time, any member of the public is allowed to address the Mayor and City Council on any issue *not listed on tonight's agenda*. Pursuant to the Arizona Open Meeting Law, individual Council Members may ask the City Manager to review the matter, ask that the matter be placed on a future agenda, or respond to criticism made by speakers. However, the Mayor and Council may not discuss or take legal action on matters raised during "call to the audience."

**6. CONSENT AGENDA – ITEMS A THROUGH I**

**FOR COMPLETE DESCRIPTION OF ITEMS**  
**SEE ATTACHED CONSENT AGENDA**

Matters listed under the Consent Agenda are considered to be routine and will be enacted by one motion and one vote. There will be separate discussion of these items. If discussion is desired by members of the governing body, that item will be removed from the Consent agenda and will be considered separately.

**7. LIQUOR LICENSE APPLICATIONS**

(a) Report from City Manager NOV25-02-717 CITY-WIDE

(b) LIQUOR LICENSE APPLICATION(S)

New License(s)

(1)	PAPPY’S GRILL @ GHOST RANCH LODGE 801 W. Miracle Mile Applicant: Panagiotis Lembessis City #076-02, located in Ward 3 Action must be taken by: November 25, 2002	<u>Staff Recommendation</u>  Police: In Compliance DSD: In Compliance Business License: In Compliance
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(CONTINUED FROM THE MAYOR AND COUNCIL MEETING OF  
NOVEMBER 18, 2002)

NOTE: State law provides that a new license, “In all proceedings before the governing body of a city...the applicant bears the burden of showing that the public convenience requires and that the best interest of community will be substantially served by the issuance of a license”. (A.R.S. Section 4-201)

**8. PARKS AND RECREATION: AGREEMENT WITH TUCSON RODEO COMMITTEE FOR FACILITY DEVELOPMENT**

- (a) Report from City Manager NOV25-02-715 WV
- (b) Resolution No. 19433 relating to parks and recreation; authorizing and approving the execution of an agreement between the City of Tucson Department of Parks and Recreation and the Tucson Rodeo Committee; and declaring an emergency.

**9. MEMORANDUM OF UNDERSTANDING: WITH PIMA COUNTY FOR CONSERVATION PLANNING**

- (a) Report from City Manager NOV 25-02-708 CITY-WIDE
- (b) Resolution No. 19435 relating to a Memorandum of Understanding; authorizing and approving a Memorandum of Understanding between the City of Tucson and Pima County for Conservation Planning; and declaring an emergency.

**10. PUBLIC HEARING: CASE NATURAL RESOURCES PARK; BOND FUNDING CLARIFICATION (CONTINUED FROM MEETING OF OCTOBER 28, 2002)**

- (a) Report from City Manager NOV 25-02-726 WI
- (b) Hearing: For the purpose of clarification of bond funding associated with the Case Natural Resources Park project.
- (c) Resolution No. 19410 relating to finance; reaffirming that the Fiscal Year 2000 bond election proceeds for Case Park are allocated according to the City's Year 2000 Capital Improvement Funded Program (CIFP2000) to fund Phase I Improvements of the Case Parks Master Plan; and declaring an emergency.

Additional material regarding Case Natural Resources Park will be provided prior to the Mayor and Council meeting.

**11. PUBLIC HEARING: SOUTH 12<sup>TH</sup> AVENUE, VALENCIA ROAD TO DREXEL ROAD DISTRICT PAVING IMPROVEMENT (CONTINUED FROM MEETING OF NOVEMBER 18, 2002)**

- (a) Report from City Manager NOV25-02-725 WI
- (b) Hearing: This is the final hearing for the project. Interested parties may present objections to the legality of the assessment or any of the previous proceedings, or present evidence that the construction was not performed according to the contract.
- (c) Resolution No. 19409 approving assessment and previous proceedings for the “South 12<sup>th</sup> Avenue, Valencia Road to Drexel Road District Paving Improvement,” in the City of Tucson, Arizona.

**12. PUBLIC HEARING: (C9-85-79) AGM CONTAINER – FORT LOWELL ROAD, P-1, CHANGE OF CONDITIONS AND ORDINANCE ADOPTION**

- (a) Report from City Manager NOV25-02-716 WIII
- (b) Hearing on a request for a change of conditions for the property located at the southeast corner of Fort Lowell Road and Palo Verde Avenue. Applicant: Steven C. Shell on behalf of the property owner, AGM Container Controls. The requested change of conditions and preliminary development plan is to allow a 13,064 square foot warehouse and office expansion to an existing 33,363 square foot light manufacturing facility.

The City Manager recommends approval of the requested change of conditions and preliminary development plan and adoption of the ordinance presented.

- (c) Ordinance No. 9791 relating to zoning: amending certain conditions and the approved preliminary development plan as established by Ordinance No. 6582 for the property located at the southeast corner of Fort Lowell Road and Palo Verde Avenue in Case C9-85-79, AGM Container – Fort Lowell Road, R-2 and B-1 to P-1; and declaring an emergency.

A simple majority vote will be necessary to adopt the ordinance.

**13. PUBLIC HEARING: CATALINA FOOTHILLS SUBREGIONAL PLAN AMENDMENT, MAP DETAIL #4, THORNYDALE – COMMERCIAL (COMPONENT OF MAP DETAIL #4, I-10 – RILLITO)**

- (a) Report from City Manager NOV 25-02-722 WI
- (b) Hearing for a proposed amendment to the Catalina Foothills Subregional Plan to allow commercial uses, in addition to the residential, office, and park industrial uses already allowed, on an approximately 11-acre site located southeast of Orange Grove and River Roads. The amendment would change the land use designation on the site from Medium High Intensity Urban to Community Activity Center and Neighborhood Activity Center.

The applicant is The Planning Center on behalf of Mr. Rodrigo Diaz-Brown.

- (c) Resolution No. 19437 relating to planning and zoning; amending the Catalina Foothills Subregional Plan, map detail #4, I-10 Rillito; and declaring an emergency.

The Planning Commission recommends approval of the plan amendment.

The City Manager recommends adoption of the resolution which supports the Community Activity Center and Neighborhood Activity Center land use designations for the plan amendment site.

**14. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES**

- (a) Report from City Manager NOV25-02-720 CITY-WIDE

**15. CALL TO THE AUDIENCE**

At this time, any member of the public is allowed to address the Mayor and City Council on *any issue*. Pursuant to the Arizona Open Meeting Law, individual Council Members may ask the City Manager to review the matter, ask that the matter be placed on a future agenda, or respond to criticism made by speakers. However, the Mayor and Council may not discuss or take legal action on matters raised during "call to the audience."

**16. ADJOURNMENT**

The next regularly scheduled meeting of the Mayor and Council will be held on Monday, December 2, 2002, at 2:00 p.m., in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.